IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 8TH JUNE 2007 / 18TH JYAISHTA 1929

WP(C).No. 13892 of 2007(D)

PETITIONER:

N.P.ABDUL SALAM, S/O.MOIDU HAJI,
RIVER VIEW, MARKET ROAD, NILESWAR.

BY ADV. SRI.B.RAMACHANDRAN
SRI.T.MADHU

RESPONDENTS:

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1. STATE OF KERALA,
REP.BY SECRETARY,
MINISTRY OF LOCAL ADMINISTRATION,
GOVT.SECRETARIATE, THIRUVANANTHAPURAM.

2. NILESWAR GRAMA PANCHAYAT, NILESWAR,
REPRESENTED BY ITS SECRETARY.

3. A.PRAMEELA, W/O.P.KUNHIKANNAN,
GEETHA NIVAS, PADINHATTAMKOZHUVAL,
NILESWAR.

R1 BY SR. GOVERNMENT PLEADER (SHRI K. J. MOHAMMED ANZAR)

R2 BY ADV. SHRI T. MADHU

R3 BY ADV. SRI.T.K.VIPINDAS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 13892 OF 2007 D

Dated this the 8th June, 2007

JUDGMENT

Petitioner challenges Ext.P7. Ext.P7 is an order by which the petitioner has been called upon to demolish a compound wall. It is not in dispute that an Appeal lies to the Panchayat. After having heard the learned counsel appearing on behalf of the parties, I feel that the petitioner should be relegated to the pursuit of the remedy by way of Appeal before the Panchayat. Accordingly, if the petitioner files an Appeal within ten days from today, the second respondent Panchayat will take a decision thereon in accordance with law, after hearing the petitioner and third respondent, within a period of one month from the date of receipt of the Appeal. Till such time, the interim order passed by this Court will continue.

K. M. JOSEPH, JUDGE

kbk.